

**United States Bankruptcy Court  
District of Puerto Rico**

In re HARRY LUIS SANTANA LAMBOY

Debtor(s)

Case No. 14-09530-MCF  
Chapter 13

**MOTION TO AMEND CHAPTER 13 PLAN DATED 6/26/2015**

TO THE HONORABLE COURT:

Comes now the debtor represented by the undersigned attorney and respectfully STATES and PRAYS as follows:

1. The Plan dated June 26, 2015 is being amended to increase plan base.

**WHEREFORE**, Debtor respectfully request that this Honorable Court take acknowledge of the above stated.

In San Germán, Puerto Rico on June 26, 2015.

/s/ Elbia I. Vázquez Dávila  
ELBIA I. VAZQUEZ DAVILA, Esq.

**CERTIFICATE OF ELECTRONIC FILING AND SERVICE**

I hereby certify that on this same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the participants of the system and by regular mail to all interested parties as per attached list, and to Debtor to his mailing address in record.

In San Germán, Puerto Rico on June 26, 2015.

/s/ Elbia I. Vázquez Dávila  
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**CREDITORS MAILING LIST**

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AGUADILLA PR 00603

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LCDA. ELBIA I. VAZQUEZ DAVILA  
CALLE PRINCIPAL NUM. 21  
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INTERNAL REVENUE SERVICE  
P.O. BOX 21126  
PHILADELPHIA PA 19114-0326

OCWEN LOAN SERVICES  
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UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE: HARRY LUIS SANTANA LAMBOY

DEBTOR(S)

BK. CASE # 14-09530

CHAPTER 13

**CHAPTER 13 PAYMENT PLAN**

**NOTICE:** • The following plan contains provisions which may significantly affect your rights. You should read this document carefully and discuss it with your attorney. When confirmed, the plan will bind the debtor and each creditor to its terms. Objections must be filed in writing with the Court and served upon the debtor(s), debtors' counsel, the Trustee and any other entity designated by the Court, at the 341 meeting of creditors or not less than twenty (20) days prior to the scheduled confirmation hearing. For post confirmation Plan Modifications, objections must be filed and notified in the same manner within twenty (20) days from its notification. • This plan does not allow claims. Any party entitled to receive disbursements from the Trustee must file a proof of claim. The Trustee will pay the allowed claims, as filed, provided for in the plan, unless disallowed or expressly modified by the Court and / or the terms of the plan. If no claim is filed, the Trustee will not pay a creditor provided for in the plan, unless ordered by the Court. If the Trustee is to make POST-PETITION REGULAR MONTHLY PAYMENTS to any Secured obligation, then a proof of claim must be filed including the following information: account number, address, due date and regular monthly payment. Secured creditor must notify any change in the monthly payment, three (3) months prior to the effective date of new payment. Those post-petition monthly payments will not exceed the life of the plan. • See the notice of commencement of case for 341 meeting date and claims bar date, the latter is the date by which a proof of claim must be filed in order to participate of the plan distribution.

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee:  
 directly  by payroll deductions, as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.
3. The Confirmation Order will not vest property of the Estate on Debtor(s) until the Order discharging Debtor(s) is entered.

PLAN DATED: December 5, 2014

PRE  POST-CONFIRMATION

AMENDED PLAN DATED: June 26, 2015

FILED BY  DEBTOR  TRUSTEE  UNSECURED CREDITOR

I. PAYMENT PLAN SCHEDULE		
\$ 307.00	x 2	= \$ 614.00
\$ 350.00	x 34	= \$ 11,900.00
\$ 476.00	x 24	= \$ 11,424.00
\$ 0.00	x 0	= \$ 0.00
\$ 0.00	x 0	= \$ 0.00
TOTAL =	60	\$ 23,938.00

Additional Payments:  
\$ \_\_\_\_\_ to be paid as a LUMP SUM  
within \_\_\_\_\_ with proceeds to come from  
 Sale of property identified as follows:

Other: \_\_\_\_\_

Periodic Payments to be made other than and in addition to  
the above. February 2016,2017,2018

\$ 2,000.00 x 3 = \$ 6,000.00

To be made on: \_\_\_\_\_

**PROPOSED PLAN BASE: \$ 29,938.00**

**II. ATTORNEY'S FEES**

To be treated as a § 507 Priority, and paid before any other creditor and concurrently with the Trustee's fees, unless otherwise provided:

- a. Rule 2016(b) Statement: \$ 3,000.00
- b. Fees Paid (Pre-Petition): (\$ 971.00 )
- c. R 2016 Outstanding balance: (\$ 2,029.00 )
- d. Post Petition Additional Fees: \$ \_\_\_\_\_
- e. Total Compensation: \$ 3,000.00

Signed: /s/ HARRY LUIS SANTANA LAMBOY  
DEBTOR

JOINT DEBTOR

**III. DISBURSEMENT SCHEDULE SEQUENCE**

A. SECURED CLAIMS:  Debtor represents that there are no secured claims.

Secured creditors will retain their liens and shall be paid as follows:

ADEQUATE PROTECTION Payments: Cr. \_\_\_\_\_ \$ 0.00  
 Trustee will pay secured ARREARS:  
Cr. OCWEN LOAN Cr. \_\_\_\_\_  
Acct. 2696185 Acct. \_\_\_\_\_ Acct. \_\_\_\_\_  
\$ 13,285.84 \$ \_\_\_\_\_ \$ \_\_\_\_\_

Trustee will pay REGULAR MONTHLY PAYMENTS:  
(please refer to the above related notice, for important information about this provision)

Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_  
Acct. \_\_\_\_\_ Acct. \_\_\_\_\_ Acct. \_\_\_\_\_  
Monthly Pymt.\$ \_\_\_\_\_ Monthly Pymt.\$ \_\_\_\_\_ Monthly Pymt.\$ \_\_\_\_\_

Trustee will pay IN FULL Secured Claims:  
Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_  
\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

Trustee will pay VALUE OF COLLATERAL:  
Cr. \_\_\_\_\_ Cr. \_\_\_\_\_ Cr. \_\_\_\_\_  
\$ \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

Secured Creditor's interest will be insured. INSURANCE POLICY will be paid through plan:  
Cr. \_\_\_\_\_ Ins. Co. \_\_\_\_\_ Premium: \$ \_\_\_\_\_  
(Please indicate in "Other Provisions" the insurance coverage period)

Debtor SURRENDERS COLLATERAL TO Lien Holder:  
 Debtor will maintain REGULAR PAYMENTS DIRECTLY to: OCWEN LOAN SERVICES

B. PRIORITIES. The Trustee will pay §507 priorities in accordance with the law [§1322 (a)(2)].

Internal Revenue Service

C. UNSECURED PREFERRED: Plan  Classifies  Does not Classify claims

Class A:  Co-debtor Claims:  Pay 100%  "Pay Ahead"  
 Class B:  Other Class:  \_\_\_\_\_  \_\_\_\_\_  \_\_\_\_\_

D. GENERAL UNSECURED NOT PREFERRED: (Case Liquidation Value = \_\_\_\_\_)  
 Will be paid 100% plus % Legal Interest.  Will be paid Pro-Rata from any remaining funds

**OTHER PROVISIONS:**

\* For additional other provisions, please see attachment sheet(s).

ATTORNEY FOR DEBTOR: /s/ ELBIA I. VAZQUEZ DAVILA Phone: (787)892-0300

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DISTRICT OF PUERTO RICO

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**Chapter 13 Plan Continuation Sheet**

**Additional Other Provisions:**

Other provisions:

Tax refunds will be devoted each year, as periodic payments, to the plan's funding until plan completion. The tender of such payments shall deem the plan modified by such amount, increasing the base thereby without the need of further notice, hearing or Court order. If need be for the use by debtor of a portion of such refund, debtor shall seek court's authorization prior to any use of funds.

TRUSTEE WILL PAY L.V. AT 4.25% P.V.